

AMENDMENTS TO THE DRAWINGS

Please amend Figure 1 to change the phrase “mean standard deviation” to read “standard deviation” in block 103 for consistency with other amendments made herein. The drawing amendments are described in the priority French application as originally filed and discussed below. No new matter has been added.

REMARKS / ARGUMENTS

Status of Claims

Claims 1-54 are pending in the application and stand rejected. Applicant has amended Claims 1-4, 17-22 and 51-54, leaving Claims 1-54 for consideration upon entry of the present Amendment.

Applicant respectfully submits that the rejections under 35 U.S.C. §112, second paragraph, and 35 U.S.C. §101, have been traversed, that no new matter has been entered, and that the application is in condition for allowance.

Rejections Under 35 U.S.C. §112, Second Paragraph

Claims 1-54 stand rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter that Applicant regards as the invention.

Applicant has amended the claims as set forth above to overcome these rejections.

With regard to the phrase “mean standard deviation”, Applicant has amended such phrase in the claims, specification, and drawings, to now read “standard deviation”.

Applicant submits that no new matter has been added as antecedent support is clearly provided by the French priority application that consistently uses the phrase “ecarte type”, which translates in English to “standard deviation”. See for example, page 1, line 20, page 2, lines 13 and 20, page 3, line 11, page 6, line 2, and Figure 1, feature 103.

Applicant submits that the phrase “mean standard deviation” was merely the result of an unintentional and improper translation of the phrase “ecarte type”, and that one skilled in the art would recognize and appreciated such improper translation.

In view of the foregoing, Applicant respectfully submits that the claimed subject matter is described in such a manner that reasonably conveys to one skilled in the relevant art that the inventors, at the time the application was filed, had possession of the claimed invention and particularly pointed out and distinctly claimed the subject matter that Applicant regards as the invention. Accordingly, Applicant respectfully requests the

Examiner to reconsider and withdraw this rejection, which Applicant considers to be overcome.

Rejections Under 35 U.S.C. §101

Claim 51 stands rejected under 35 U.S.C. §101 for being allegedly directed to non-statutory subject matter.

Applicant has amended Claim 51 as set forth above to overcome this rejection. No new matter has been added as antecedent support can be found in the application as originally filed such as at Paragraph [0020] for example.

In view of the foregoing, Applicant respectfully requests reconsideration and withdrawal of this rejection under 35 U.S.C. §101, which Applicant considers to be overcome.

In light of the foregoing, Applicant respectfully submits that the Examiner's rejections under 35 U.S.C. §112, second paragraph, and 35 U.S.C. §101, have been overcome, and respectfully requests that the Examiner reconsider and withdraw these rejections.

The Commissioner is hereby authorized to charge any additional fees that may be required for this amendment, or credit any overpayment, to Deposit Account No. 50-2513.

In the event that an extension of time is required, or may be required in addition to that requested in a petition for extension of time, the Commissioner is requested to grant a petition for that extension of time that is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to the above-identified Deposit Account.

Respectfully submitted,

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